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Attorneys for Defendant

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

AMAHRA HICKS,

Plaintiff,

v.

ED SCHAFER, Secretary, U.S. Department  
 of Agriculture,  
 Defendant.

No. C 07-0112 MMC

**STIPULATION TO ENLARGE  
 DISPOSITIVE MOTION DEADLINE;  
 [PROPOSED] ORDER**

The parties stipulate to the following, subject to the approval of the Court:

The cutoff date for filing dispositive motions previously set for October 31, 2008, is enlarged to **November 28, 2008**.

The parties respectfully request this enlargement of the dispositive motion deadline because they have a mediation scheduled in this matter on the date of the current deadline, October 31, and hope to reach an amicable resolution at that time, and hope to avoid the time and expense of filing a dispositive motion. Additionally, Defendant's counsel has numerous pretrial preparations (e.g., joint pretrial statement, trial brief, proposed findings of fact/conclusions of law, witness list, exhibits, etc., for a trial beginning in this district on December 8) due on November 4, 2008, two business days after the mediation and current dispositive motion

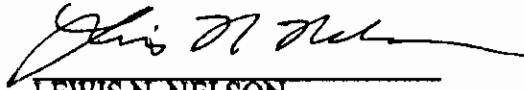
STIPULATION TO ENLARGE DISPOSITIVE MOTION DEADLINE; [PROPOSED] ORDER  
 No. C 07-0112 MMC

1 deadline, limiting Defendant's ability to prepare and file a motion for summary judgment by the  
2 current deadline. Plaintiff's counsel Lewis Nelson also has a trial set for December 8.

3 The trial date in this matter remains set for March 16, 2009, so this will not cause any  
4 delay in trial scheduling. This is the second request for an enlargement of dates in this action.

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7 DATED:

10/24/2008

  
LEWIS N. NELSON  
Attorney for Plaintiff

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10 DATED:

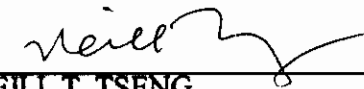
10/24/2008

  
MARIANNE E. MALVEAUX  
Attorney for Plaintiff

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13 JOSEPH P. RUSSONIELLO  
14 United States Attorney

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16 DATED:

10/28/2008

  
NEILL T. TSENG  
Assistant United States Attorney  
Attorneys for Defendant

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19 **PURSUANT TO STIPULATION, IT IS SO ORDERED;** with the exception that the  
20 deadline to file dispositive motions is CONTINUED to November 26, 2008, as November  
21 28, 2008 is a court holiday..

22 DATED: October 29, 2008

  
HON. MAXINE M. CHESNEY  
United States District Judge